IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE
Writ Petition No.2116 of 2001

Shri Dilip Prabhakar Sawant & ors. Petitioners
Vs.
Shri Dada Nama Donde & ors. Respondents

Mr.P.N.Joshi for petitioners.
Mr.G.S.Godbole for Resp.Nos.1, 2-A to 2-C and 4, 5, 8 and 9.
Mr.M.A.Sathey for Resp.Nos.7A to 7C.

CORAM: B.H.MARLAPALLE,J.

July 13, 2006.

P.C.

. Heard Mr.Joshi, the learned counsel for the petitioners-plaintiffs in Special Civil Suit No.84 of 1986. The plaintiffs had moved an application at Exhibit 189 praying for directions to the defendants for furnishing the date of demise of defendant no.6 and consequently the names of her LRs. This application was rejected on 7th March 2001.

. During the pendency of this petition the plaintiff was successful in obtaining the names of the LRs of defendant no.6 and Civil Application Stamp No.26210 of 2005 has been allowed today by this Court.

. In any case now that the petitioner - plaintiff has been able to obtain the names of LRs of defendant no.6, he is at liberty to apply to the Court below for bringing the said LRs on record and for setting aside the order of abatement, if any, passed by the trial Court.

. If such an application is made within a period of two weeks from today, the same shall be considered by the trial Court on its own merits and the petition is disposed off accordingly.

(B.H.MARLAPALLE,J.)